



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION

11 DERRICK TYRONE MYERS, } No. EDCV 06-1221-JSL AGR)  
12 Petitioner, }  
13 v. } JUDGMENT  
14 KATHY MENDOZA-POWERS, }  
15 Respondent. }

17 Pursuant to the order adopting the magistrate judge's report and  
18 recommendation,

19 IT IS ADJUDGED that (1) a conditional writ of habeas corpus is granted as to  
20 Ground One; (2) Respondent shall permit Petitioner to withdraw his plea in San  
21 Bernardino County Superior Court Case No. FSB041428, or shall release Petitioner  
22 from custody, within sixty (60) days of the date the Judgment herein  
23 becomes final, plus any additional delay authorized under state law; and (3) the  
24 Petition is otherwise denied.

26 DATED: Dec 15, 2008

27 J. SPENCER LETTS  
28 UNITED STATES DISTRICT JUDGE